IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

Tr.P(C).No. 20 of 2007()

OPGW.784/2006 of FAMILY COURT, NEDUMANGAD

.....

PETITIONER:

C.S.PUSHPA BINDU, D/O.CHERUPUSHPAM,
THEKKUMKARA PUTHEN VEEDU,
KOTTAKKONAM, KATTACHALKUZHI P.O.,
BALARAMAPURAM, THIRUVANANTHAPURAM.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS:

K. JOSE, VAZHAVILA PUTHEN VEEDU,
THAMALAM, POOJAPPURA P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.G.S.REGHUNATH

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON I.A. NO: 159 OF 2007 IN

Tr.P.C.No.20 OF 2007

DISMISSED:

8/6/2007 SD/- M.N.KRISHNAN, JUDGE

jj /TRUE COPY/

P.A.TO JUDGE

M.N.KRISHNAN, J.

Tr.P.C.No.20 OF 2007

Dated this the 8th June, 2007.

JUDGMENT

This transfer petition is filed to transfer O.P.784/06 pending before the Family Court, Nedumangad to the Family Court, Thiruvananthapuram to be tried along with O.P.1054/06/ O.P.784/06 is a petition filed by the father for the custody of the child and the other O.P pending before the Family Court, Thiruvananthapuram is filed by the wife for divorce after the institution of the petition for custody. The apprehension alleged is that the husband may manhandle her and her life is under threat. Learned counsel for the respondent would contend that petitioner is a lady who has gone with another person and that fact is sworn to even by the father of the petitioner. So far as distance is concerned, Nedumangad and Thiruvananthapuram are all within a reasonable distance and there will not be any difficulty to travel. Learned counsel for the respondent also submits that there need not be any apprehension about any threat or danger to the transfer petitioner and therefore submits that this petition is only filed to harass him. Taking note of the entire situation

and the submissions made, I find that there exists no ground to effect a transfer. Therefore dismissed.

M.N.KRISHNAN
Judge

jj